

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

TERRANCE JOE QUINLAN,

Plaintiff,

v.

JOHN CONATY,

Defendant.

CASE NO. 2:21-cv-00991-TSZ-JRC

ORDER TO SHOW CAUSE RE  
PERSONAL SERVICE

This matter is before the Court on referral from the District Court and on defendant's failure to return a service waiver.

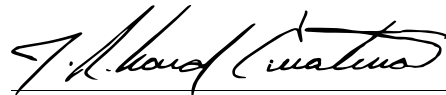
On November 11, 2021, this Court directed service of plaintiff's complaint on John Conaty. *See* Dkt. 13. The Court directed the Clerk to send defendant a waiver of service and informed defendant that if he failed to waive service within 30 days he would be personally served at his own expense. *Id.* at 2.

Defendant has not returned a service waiver and no attorney has entered an appearance for defendant. The Court has no jurisdiction over defendant until he has been properly served

1 under Federal Rule of Civil Procedure 4. *Direct Mail Specialists, Inc. v. Eclat Computerized*  
2 *Techs., Inc.*, 840 F.2d 685, 688 (9th Cir. 1988). Under Local Civil Rule 4(c)(2), the Court may  
3 order that service be made by a United States marshal. However, in this district, the marshals do  
4 not attempt personal service upon a defendant unless mail service is unavailing.

5 As such, the Court **ORDERS** defendant John Conaty to show cause by **January 28,**  
6 **2022**, why he should not be personally served at his own expense for failure to file a service  
7 waiver. Defendant may satisfy this show cause order by filing a waiver of service.

8 Dated this 12th day of January, 2022.

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11 J. Richard Creatura  
12 Chief United States Magistrate Judge  
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